

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION

FILED BY *JE* D.C.

05 OCT 19 PM 2: 58

WEB COM TECHNOLOGIES, LLC, and
GARY KIRSCHNER,

Plaintiff,

vs.

JACOB MASKOWITZ, E-REVOLUTIONS, LLC,
and SIDNEY GOLDSTEIN,

Defendants.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TN, MEMPHIS

Cause No.: 05cv2278-B/P

~~JOINT PROPOSED~~ SCHEDULING PLAN

This joint proposed scheduling plan is submitted for the Court's consideration pursuant to this Court's September 1, 2005 Notice of Re-Setting the Scheduling Conference.

I. Responsive Pleading: Defendants will file their pleading responsive to Plaintiffs' Complaint on or before **November 1, 2005**.

II. Initial Disclosures: The parties will exchange information pursuant to Fed.R.Civ.P. 26(a)(1) by **November 22, 2005**.

III. Joinder of additional parties or amendment of pleadings: No additional parties shall be joined or additional amendments of pleadings made after **December 22, 2005**, absent good cause shown.

IV. Initial Motions to Dismiss: All initial Motions to Dismiss will be filed by **January 24, 2006**.

V. Interrogatories: The presumptive party limit set forth in Rule 33(a) of 25 interrogatories, including discrete subparts, served on each party shall apply.

This document entered on the docket sheet in compliance
with Rule 58 and/or 79(a) FRCP on 10-20-05

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VI. Depositions: The presumptive party limit of 10 fact witness depositions per side as set forth in Rule 30(a)(2)(A) shall apply.

VII. Expert Discovery: The parties shall disclose any expert witnesses' identities and reports and make such experts available for depositions as follows:

- A. Plaintiff shall disclose all expert witnesses and shall provide the reports required by Fed. R. Civ. P. 26(a)(2) no later than **March 21, 2006**, and shall make such expert witnesses available for depositions, and depositions of those witnesses shall be completed, no later than **April 20, 2006**;
- B. Defendant shall disclose all expert witnesses and shall provide the reports required by Fed. R. Civ. P. 26(a)(2) no later than **May 4, 2006**, and shall make such expert witnesses available for depositions, and depositions of those witnesses shall be completed, no later than **June 5, 2006**;
- C. The parties shall disclose rebuttal experts and provide their reports no later than **June 27, 2006**, and shall make such rebuttal experts available for depositions, and those depositions shall be completed no later than **July 28, 2006**.

VIII. Completion of Discovery: All discovery shall be completed by **July 28, 2006**, except upon leave of Court for good cause shown.

IX. Dispositive Motions: All dispositive Motions shall be filed by **August 11, 2006**.

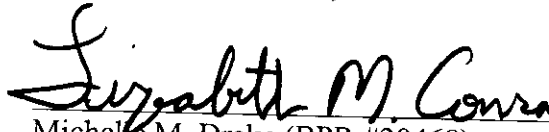
X. Mediation: This case is appropriate for referral to mediation.

XI. Trial Readiness Date: The case should be ready for trial by **January 10, 2007**, or

30 days after the Court renders its Order on any dispositive Motion, whichever is later. At this time, the trial is expected to take approximately five (5) days.

Dated: October 19, 2005

Respectfully submitted,

 *By permission
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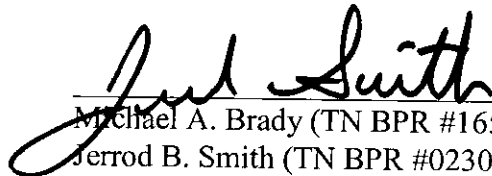
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LOCAL COUNSEL FOR DEFENDANTS

IT IS SO ORDERED.



TU M. PHAM

United States Magistrate Judge

October 19, 2005
Date



Notice of Distribution

This notice confirms a copy of the document docketed as number 12 in case 2:05-CV-02278 was distributed by fax, mail, or direct printing on October 20, 2005 to the parties listed.

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Honorable J. Breen
US DISTRICT COURT